

The Honorable Benjamin H. Settle

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA**

SARA ANN WALKER,

Plaintiff,

v.

ICMA-RC SERVICES, LLC dba
MISSIONSQUARE,

Defendant.

Case No. 3:23-cv-5488

**SECOND STIPULATED
MOTION AND
ORDER TO
EXTEND DEFENDANT'S
DEADLINE TO RESPOND TO
COMPLAINT**

**NOTE ON MOTION
CALENDAR: JUNE 29, 2023**

SECOND STIPULATED MOTION

Pursuant to LCR 7(d)(1) and LCR 10(g), Plaintiff Sara Ann Walker and Defendant ICMA-RC Services, LLC submit this stipulated motion to extend the deadline for Defendant to respond to the Complaint (Dkt. No. 1-1). In support of this motion, the parties state as follows:

1. Plaintiff commenced this action in the Superior Court of Washington, County of Thurston on April 26, 2023 (the "State Court Action") and served Defendant with the Summons and Complaint on April 28, 2023.

2. The Parties agreed to extend Defendant's deadline to respond to the Complaint in the State Court Action to July 3, 2023.

1 3. On May 30, 2023, Defendant removed the State Court Action to this
2 Court.

3 4. Pursuant to Federal Rule of Civil Procedure 81(c), Defendant's
4 deadline to respond to the Complaint was initially June 6, 2023, which was 7 days
5 from the date of removal.

6 5. On June 2, 2023, the parties stipulated and agreed to extend the deadline
7 for Defendant to respond to the Complaint to July 3, 2023, as previously agreed in
8 the State Court Action. (Dkt. No. 8, 9).

9 6. Defendant has informed Plaintiff that she has named the incorrect entity
10 as defendant in this suit.

11 7. Plaintiff has requested that Defendant provide documentation to verify
12 the correct entity to be named as defendant. Upon such verification, Plaintiff intends
13 to substitute defendants in this action.

14 8. As such, the parties are working diligently to address this issue, but
15 need additional time to resolve it.

16 9. The parties stipulate and agree to extend the deadline for Defendant to
17 respond to the Complaint from July 3, 2023, to August 10, 2023.

18 10. The parties do not seek a further extension of the initial case deadlines
19 set by the Court. (Dkt. No. 7).

20 NOW THEREFORE, the parties hereby respectfully request that the Court
21 extend Defendant's deadline to respond to the Complaint to August 10, 2023.

22 STIPULATED TO AND DATED this 29th day of June, 2023.
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ORDER

It is so ORDERED.

Dated this 30th day of June, 2023.



BENJAMIN H. SETTLE
United States District Judge